

EPA-2017-011406 request Details

Due Date: 10/12/2017 Clock Days: 1055Backlogged

Requester Information

Requester	Mr. Ted W	Tracking Number	EPA-2017-011406
	Bridis	Submitted Date	09/12/2017
Organization	University of	Received Date	09/12/2017
	Florida	Perfected Date	09/13/2017
Requester Has Account	Yes	Last Assigned Date	10/01/2021
Email Address	(b) (6)	Assigned To	Justin Romano
			(Office of the
Phone Number	(b) (6)		Administrator)
Fax Number		Last Assigned By	Victor Farren
Address	(b) (6)		(Office of the
			Administrator)
City		Request Track	Complex
State/Province		Fee Limit	\$250.00
Zip Code/Postal Code			

Request Handling

Requester Info Available to the Public	No	Request Type	FOIA
Request Track	Complex	Request Perfected	Yes
Fee Category	Media	Perfected Date	09/13/2017
Fee Waiver Requested	Yes	Acknowledgement Sent Date	09/13/2017
Fee Waiver Status	Deny	Unusual Circumstances	No
Expedited Processing Requested	Yes	Litigation	No
Expedited Processing Status	Deny	Court Docket Number	
		5 Day Notifications?	No

Description

Long Description**Has Description Been Modified****Long Description Modified**

Please see attached for detailed description of records sought.

Yes

Communications in EPA's headquarters Office of Public Affairs with journalists at the Washington Post, including Mr. Wemple, from Sept. 1, 2017. The email searches should include searching for records with "washpost.com" or "washingtonpost.com" or "Erik" or "Wemple" in the "to" or "from" fields; records with "Biesecker" or "Michael" or "Pace" or "Julie" or "Buzbee" or "Sally" or "AP" or "Associated Press" in the subject line or message body; and other searches that might identify responsive records.

Description Available to the Public**Short Description**

No

Additional Information

Unusual circumstances Invoked and Due Date Extended N/A

Date Unusual Circumstances Invoked – you MUST go to EXTEND DUE DATE in LEFT-HAND NAVIGATION BAR and COMPLETE FIELDS including ESTIMATED DATE OF COMPLETION N/A

Records Locations - Identify one or more locations where records may be located Headquarters

Attached Supporting Files

Attachments Available to the Public?

Yes

Attached File Name	Size (MB)	File Type
epa_foia_privacy_act.pdf	0.0512	Adobe PDF Document

Appeals

Tracking Number	Appeal Date	Appellant	Phase	Notification
EPA-HQ-2018-008303	06/04/2018	Ted Bridis	Closed	No
Basis for Appeal	N/A			
Based on Fee Waiver	No			
Based on Expedited Processing	No			

Consultations

Tracking Number	Consulted Agency	Created By	Consultation Date	Due Date	Phase
No consultations have been created.					

Correspondence to Requester

Subject	From	To	Date
FOIA Fee Waiver Disposition Reached for EPA-HQ-2017-011406	System	Mr. Ted W Bridis	09/19/2017
Interim Release, Request EPA-2017-011406	Justin Romano	Mr. Ted W Bridis	11/10/2021
Fee Waiver & Expedited Processing Denial	Linda F Person	Mr. Ted W Bridis	09/19/2017
FOIA Request: EPA-HQ-2017-011406	Kevin W Hill	Mr. Ted W Bridis	06/01/2018
FOIA Request EPA-HQ-2017-011406 Submitted	System	Mr. Ted W Bridis	09/12/2017
Final Disposition, Request EPA-2017-011406	Justin Romano	Mr. Ted W Bridis	12/08/2021

FOIA Tracking Number Change for request EPA-HQ-2017-011406 (to EPA-2017-011406)	System	Mr. Ted W Bridis	10/01/2021
FOIA Expedited Processing Disposition Reached for EPA-HQ-2017-011406	System	Mr. Ted W Bridis	09/19/2017

Other Correspondence

Attached File	File Type	Size (MB)
FW_ Request No. EPA-HQ-2017-011406.pdf	Adobe PDF Document	0.0658
Other-20211208101613-EPA-2017-011406_Closeout Letter_12.7.2021.pdf	Adobe PDF Document	0.0761
FW_ FOIA update requested for EPA-HQ-2017-011406 3 27 18.pdf	Adobe PDF Document	0.0681
Other-20211110123559-EPA-2017-011406 - Interim Response 1.docx	Microsoft Word 2007	0.0221

Fee Estimates

Current Estimate Total	\$0
Date Estimate Sent to Requester	N/A
Estimate Required for Payment	N/A

Invoices

Sent	Title	Invoice Date	Amount
No	EPA-2017-011406 Invoice-20211208101809709.pdf	12/08/2021	\$0
No	EPA-2017-011406 Invoice-20211110123833577.pdf	11/10/2021	\$0

Total Amount Billed Which Has
Been Sent To Requester

\$0.00

Payments

Date	Amount	Type	Total Amount Paid	Total Amount Owed
No payments have been added.			\$0.00	\$0.00

Case Responsive Records

Publish Options:

UU - Unredacted - Unreleaseable

RU - Redacted - Unreleaseable

UR - Unredacted - Releaseable to the General Public

RR - Redacted - Releaseable to the General Public

REQ - Release to Requester Only

Release Type	Title	User	Date/Time	Exemptions	Release Date
RR - Redacted - Releaseable to the General Public	EPA-2017-011406 - Interim Response 1	Justin Romano	12/08/2021 10:20 AM	Ex. 5,Ex. 6	11/10/2021 12:40 PM
Type	Microsoft Word 2007	Retention	6 Year		
Size (MB)	0.0221	Referred to Non-Participating Agency	No		
Exemption 3 Statutes	N/A				
Exemption 5 Subtypes	Deliberative Process Privilege				

Restricted Materials

Attached File Name	Size (MB)	File Type	User	Actual Agency	Date/Time
No restricted materials have been added.					

Existing Admin Costs

Date	User Name	Charge Type	Hours/Quantity	Rate	Billable?	Total
08/05/2019	Justin Romano	Search	0.25	28.00	Yes	7.00

Charge Description		No description included.				

Fee Category: Media

Total: \$7.00

Invoice Amount: \$0.00

Assigned Tasks

Outcome	Task Type	Assigned To	Assigned By	Submitted Date	Due Date	Closed Date	Notification	Justifi
Approve	Case File Review	Victor Farren	Justin Romano	12/08/2021	12/08/2021	2021-12-08T15:18:39.410Z	No	
Comments		N/A						
Deny	Expedited Processing	Linda F Person	Judith Lewis	09/13/2017	09/23/2017	2017-09-19T04:00:00.000Z	No	
Requester Justification		Please consider this an expedited request under the FOIA and EPA regulations, as this information is urgently required to inform the public about an actual or alleged federal government activity, namely potential violations of U.S. law and potentially privacy-violating activities in recent weeks by EPA employees. This request also is intended to evaluate the propriety and efficacy of the EPA press-release tracking service. The EPA's public criticisms of Mr. Biesecker's reporting and The Associated Press represent a currently unfolding story, and have been the subject of numerous press articles or opinion pieces in recent weeks, including by the Washington Post, New York Times, MSNBC, GQ, Salon, Mother Jones, Breitbart and others. Delaying release of this information harms the public interest because, in the interests of transparency, the public has a right to know whether wrongdoing has occurred and if wrongdoing were to be permitted to continue, the public would continue to be harmed. I certify that I am a full-time employee for The Associated Press, the world's largest news-gathering organization with more than 1 billion readers, listeners and viewers. Whether an "urgency to inform" exists depends on several factors: (1) whether the information relates to a currently unfolding story; (2) whether delaying release of the information harms the public interest; and (3) whether the request concerns federal governmental activity (see Al-Fayed v. CIA, 245 F.3d 300 (D.C. Cir. 2001)). In addition, "the credibility of a requester" is also a relevant consideration.						
Decision		Did not meet criteria						
Approve	Interim Release Review	Victor Farren	Justin Romano	11/10/2021	11/10/2021	2021-11-10T17:39:15.195Z	No	
Comments		N/A						
Completed	Interim Release Notice	Justin Romano	Justin Romano	11/10/2021	11/10/2021	2021-11-10T17:40:12.033Z	No	
Comments		N/A						
Deny	Fee Waiver	Linda F Person	Judith Lewis	09/12/2017	09/12/2017	2017-09-19T04:00:00.000Z	No	

Requester Justification As I am making this request on behalf of the AP for use in reporting the news, no fees may be assessed for searching or reviewing documents sought by this request, and no duplication fees should be charged to the AP for the first 100 pages of material (see 5 U.S.C. § 552(a)(4)(A)(ii)(II)). AP hereby consents to pay duplication charges up to a total not to exceed \$250. Please notify me in advance before incurring any duplication charges in excess of this amount. As you know, the Act permits you to reduce or waive the fees when the release of the information is considered as “primarily benefiting the public.” I believe that this request fits that category and I therefore ask that you waive any fees.

Decision Did not address criteria

Completed	Final Disposition Notice	Justin Romano	Justin Romano	12/08/2021	12/08/2021	2021-12- 08T15:20:03.719Z	No
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Comments N/A

Existing Comments (2)

Date Created	Last Edited On	User Name
2017-09-18T18:47:36.000Z	2019-03-18T17:42:42.675Z	Judith Lewis
Comment	9-18-2017 Requester has sent in signed privacy act waiver. It has been entered into FOIAonline for your convenience.	
2017-10-23T14:06:40.000Z	2019-05-14T06:26:09.369Z	Denise Dykeman
Comment	10-23-2017 Congresswoman McCollum (Minnesota District 4) has written to the agency regarding this request. AL-17-001-3125 EPA Contact is Theo Williams (Congressional Liaison) (202) 564-2064 Requested expedited processing for this request.	

Assigned Reviewers

Review Order	Review Outcome	Assigned Reviewer	Review Date
1	Approve: Case File Review	Victor Farren	TBD